THE HON'BLE MR JUSTICE V.V.S.RAO

WRIT PETITION No.18166 of 1997

Dated:19.07.2006

Between:

Aided High School.

…Petitioner

and

Government of A.P., Rep.by its Secretary, Education Department, Secretariat, Hyderabad, and others.

…Respondents

THE HON'BLE MR JUSTICE V.V.S.RAO

WRIT PETITION No.18166 of 1997

ORDER:

The petitioner is Aided School established by Saint Paul's Educational Development Committee, Giddaluru. The petitioner was admitted to grant-in-aid by orders in G.O.Ms.No.374, dated 04.10.1995, with one Hindi Pandit Grade-I, one Secondary Grade Teacher, two Record Assistants and one Drawing Master. Subsequently, the petitioner was permitted to open VIII class and some more posts were admitted to grant-in-aid. When posts of Watchman, Waterman, Gardener and Sweeper were sanctioned, the petitioner-School approached the respondents seeking permission to convert these posts into last grade service posts as per the guidelines issued by the Government in G.O.Ms.No.237, dated 09.04.1985. According to the petitioner, though the petitioner made repeated requests to extend the benefit of conversion of contingent posts into regular Class-IV posts, no orders are passed admitting those posts into grant-in-aid.

Therefore, the present Writ Petition is filed.

The District Educational Officer (DEO), the third respondent herein, filed a counter affidavit. The request of the petitioner, according to the counter affidavit, for conversion of the contingent staff into Class-IV could not be considered, as the petitioner failed to produce the orders of sanctioning of the unaided contingent posts by the competent authority. The similar reason is given for non-admission of the posts of the Librarian into grant-in-aid.

After perusing the counter affidavit, this Court is convinced that the matter has been kept pending only for lack of certain clarifications regarding the sanction of the posts of Librarian and the sanction of the contingent staff. Therefore, it is open to the petitioner to approach the third respondent with the necessary material. As and when the petitioner approaches the third respondent, the request of the petitioner-School may be considered in accordance with law and the guidelines contained in G.O.Ms.No.237, dated 09.04.1985. This exercise shall be completed within a period of four months from the date of receipt of a copy of this order.

The Writ Petition, with the above observations and directions, is accordingly disposed of. No costs.

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(V.V.S.RAO, J)

19.07.2006

Note: Issue C.C by 24.07.2006.

B/o.

vs